



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Chen et al.

**Serial No.:** 10/701,939

**Filed:** November 4, 2003

**For:** CONTROLLED RELEASE DEPOT  
FORMULATIONS

**Confirmation No.:** 5013

**Examiner:** Unknown

**Group Art Unit:** 1615

**Attorney Docket No.:** ARC 3307 R1  
(3139-6269US)

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 29, 2004  
Date

*Doreen Neumann*  
Signature

Doreen Neumann  
Name (Type/Print)

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as

defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

Other Documents

ELIAZ, et al., "Characterization of a polymeric PLGA-injectable implant deliver system for the controlled release of proteins," J. Biomed. Materials Res., 50(3):388-396, 2000.

JAIN, et al., "Controlled drug delivery by biodegradable poly(ester) devices: different preparative approaches," Drug. Dev. Ind. Pharm., 24(8): 703-727.

JAIN, R.A., "The manufacturing techniques of various drug loaded biodegradable poly(lactide-co-glycolide) (PLGA) devices," Biomaterials, 21(23): 2475-90, 2000.

LAMBERT, et al., "Development of an in situ forming biodegradable poly-lactide-co-glycolide system for controlled release of proteins," Journal of Controlled Release, 33(1995) 189-195.

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits.

Respectfully submitted,



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Date: April 29, 2004

ERC/dlm:dn

Enclosures: Form PTO-1449 or PTO/SB/08

Copy of documents cited

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PTO/SB/08B(10-01)

Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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**Complete if Known**

Application Number	10/701,939
Filing Date	November 4, 2003
First Named Inventor	Chen et al.
Group Art Unit	1615
Examiner Name	Unknown
Attorney Docket Number	ARC 3307 R1 (3139-6269IUS)

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		ELIAZ, et al., "Characterization of a polymeric PLGA-injectable implant deliver system for the controlled release of proteins," J. Biomed. Materials Res., 50(3):388-396, 2000.	
		JAIN, et al., "Controlled drug delivery by biodegradable poly(ester) devices: different preparative approaches," Drug. Dev. Ind. Pharm., 24(8): 703-727.	
		JAIN, R.A., "The manufacturing techniques of various drug loaded biodegradable poly(lactide-co-glycolide) (PLGA) devices," Biomaterials, 21(23): 2475-90, 2000.	
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Examiner  
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Considered

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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